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I hereby certify that this correspondence is being deposited with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to:

Commissioner for Patents
P.O. Box 1450
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on December 7, 2006

Date of Deposit

Gregory H. Zayia - Reg. No. 48,059

Name of applicant, assignee or
Registered Representative

Gregory Zayia

Signature

December 7, 2006

Date of Signature

Our Case No. 4921/100

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Barnard Stewart Silver

Serial No. 09/618,813

Filing Date: July 18, 2000

For: Sweetening Compositions and
Foodstuffs Comprised Thereof

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)
) Examiner Leslie A. Wong
)
) Group Art Unit No. 1761
)
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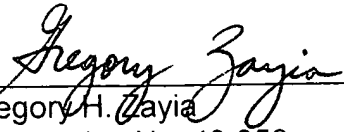
COMMUNICATION REGARDING PATENT TERM ADJUSTMENT

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

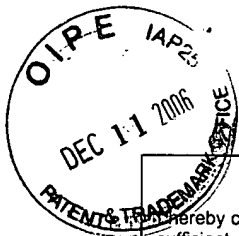
The U.S. Patent and Trademark Office determined a Patent Term Adjustment to date of 70 days for the patent that will issue from the above-identified application. However, Applicant notes that a Terminal Disclaimer has been filed in this application. Accordingly, Applicant believes that the forthcoming patent may not be eligible for Patent Term Adjustment.

Respectfully submitted,



Gregory H. Zayia
Registration No. 48,059
Agent for Applicant

BRINKS HOFER GILSON & LIONE
P.O. BOX 10395
CHICAGO, ILLINOIS 60610
(312) 321-4200



CERTIFICATE OF MAILING UNDER 37 CFR §1.8

Whereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: December 7, 2006 Name: Gregory H. Zavia - Reg. No. 48,059 Signature: Gregory Zavia

BRINKS
HOFER
GILSON
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Barnard Stewart Silver

Appln. No.: 09/618,813

Filed: July 18, 2000

For: Sweetening Compositions and Foodstuffs Comprised Thereof

Attorney Docket No.: 4921/100

Examiner: Leslie A. Wong

Art Unit: 1761

Mail Stop Issue Fee
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Transmittal (in duplicate); Issue Fee Transmittal (in duplicate); Communication Regarding Patent Term Adjustment
- ☒ Return Receipt Postcard

Fee calculation:

- ☐ No additional fee is required.
- ☒ Small Entity.
- ☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 CFR § 1.136(a).
- ☒ A nonprovisional issue fee in an amount of \$700.00 under 37 CFR § 1.18(a).
- ☐ A publication fee in the amount of \$_____ under 37 CFR § 1.18(d).
- ☐ Advance Order of _____ soft copies of the patent in the amount of \$_____ under 37 CFR § 1.19(a)(1).
- ☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=	
					Total	\$		Total	\$

Fee payment:

- ☐ A check in the amount of \$_____ is enclosed.
- ☒ Please charge Deposit Account No. 23-1925 in the amount of \$700.00. A copy of this Transmittal is enclosed for this purpose.
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

December 7, 2006
Date

Gregory Zavia
Gregory H. Zavia (Reg. No. 48,059)